

REMARKS

I. Notice of Non-compliant Amendment

A Notice of Non-compliant Amendment dated June 15, 2004 stated the simultaneous amendment filed with the original application papers did not list all claims and apparently was not signed.

The "Notice of Non-compliant Amendment" made a special request for submission of a corrected and signed complete copy of the simultaneous amendment. This differs from the normal procedure stated on the form, which involves filing only a corrected version the "claims section" in a Letter to the Examiner.

The only changes that were made in the original simultaneous amendment to obtain this corrected simultaneous amendment were the changes required by the "Notice of Non-compliant Amendment" and the additional remarks present here.

The changes made in claim 6 should be accorded the benefit of the filing date of the above-identified U.S. Patent Application.

II. Original Remarks in the Originally filed Simultaneous Amendment

This is a simultaneous amendment of the above-identified U.S. Patent Application.

This amendment is filed to correct inadvertent wording omissions in dependent claim 6 and the summary of invention in the specification and to put


this application in a somewhat better form for Examination. The core glass and/or the cladding glass in the embodiments of the optical fiber claimed in claim 5 may also include a refining agent. This situation is the same in regard to the optical fiber of claims 1 and 2. Both the core glass and/or the cladding glass may include an optional refining agent. Refining agents are notoriously well known in the glass making arts.

There is, of course, no question regarding "new matter" because this amendment is filed simultaneously. The changes are part of the original disclosure. See M.P.E.P. 714.01. However some basis for the above claim and specification changes is already provided in claim 2 and in the English translation of the specification on pages 8 and 9.

Should the Examiner require or consider it advisable that the specification, claims and/or drawing be further amended or corrected in formal respects to put this case in condition for final allowance, then it is requested that such amendments or corrections be carried out by Examiner's Amendment and the case passed to issue. Alternatively, should the Examiner feel that a personal discussion might be helpful in advancing the case to allowance, he or she is invited to telephone the undersigned at 1-631-549 4700.

In view of the foregoing, favorable allowance is respectfully solicited.

Respectfully submitted,


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